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PATENT

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PATENT AND TRADEMARK OFFICE

Serial No.: Not yet assigned )  
Filed: May 9, 2005 )  
For: BREATHING ASSISTANCE )  
APPARATUS )  
Applicant: Wixey et al. )  
Examiner: Not yet assigned )  
Art Unit: Not yet assigned )  
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*Tiffany E. SEXTON*  
Tiffany E. SEXTON

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with Applicant's duty of candor under 37 CFR §1.56 and in compliance with 37 CFR §1.97 and §1.98, Applicant submits the present Information Disclosure Statement and Form PTO/SB/08A.

This Information Disclosure Statement is being filed concurrently with the National Phase filing of PCT/NZ2003/00243 on the merits and constitutes a bona fide attempt to comply with 37 CFR §1.97 and §1.98.

The references cited in this Information Disclosure Statement are either cited in the Summary of the Prior Art section of the patent application or the Search Report completed on February 17, 2004, a copy of which is enclosed with the patent application.

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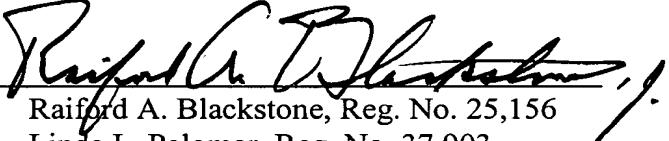
The foreign references are not in the English language, therefore, attached to each foreign patent is an English abstract.

In accordance with 37 C.F.R. §1.97, the presentation of this information shall not be construed as a representation that no other material information as defined in 37 C.F.R. §1.56 exists, or as an admission that the information cited in this statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56.

Should the Examiner believe a fee is required, the United States Patent and Trademark Office is hereby authorized and requested to charge the fee to the deposit account of the undersigned firm, Account No. 20-1495.

Respectfully submitted,

Dated: May 9, 2005

By: 

Raiford A. Blackstone, Reg. No. 25,156  
Linda L. Palomar, Reg. No. 37,903  
TREXLER, BUSHNELL, GIANGIORGI,  
BLACKSTONE & MARR, LTD.  
105 W. Adams Street, 36th Floor  
Chicago, Illinois 60603  
312-704-1890

